

C H A P.
XXXVIII,
XXXIX.

possessor to pay for surplus land, or in any manner to weaken the title of such owner, or to give any person except the owner, under the grant heretofore issued, a right to take up or obtain a grant for any such surplus.

Warrants may
be renewed,
&c.

X. **And be it enacted,** That all special or common warrants, granted before the first day of March, seventeen hundred and seventy-seven, may be renewed at any time within six months from the first day of July next.

Subpœnas
may issue, &c.

XI. **And be it enacted,** That subpœnas may issue from the chancery, or from the general court of either shore, to summon parties to appear before the chancellor, to maintain or answer any caveat, or to require the attendance of any witnesses to give testimony on any caveat, provided there be not less than fifteen days on the western, and thirty days on the eastern shore, between the date of the subpœna and the day of the return thereof; and every sheriff shall obey such subpœna, and, on return thereof, attachment for contempt may issue out of the court issuing the subpœna against any witness who shall not attend, and the court may fine such witness for non-attendance, as in other cases; and every witness shall have the same allowance for his attendance and itinerant charges, as on subpœnas out of the general court, and may compel the party at whose request he is summoned to pay him the same, either by attachment from the court out of which the subpœna issued, or by warrant, before a justice of the peace, if under five pounds current money; and the chancellor may compel the person against whom he shall determine on the caveat, to pay all the expences of issuing any subpœna, and of the witnesses; and the chancellor may, by rule, direct any deposition to be taken and received as evidence before him, on the hearing any caveat, provided reasonable notice in such order be given to the other party.

C H A P. XXXIX.

An ACT for the speedy application of the monies appropriated for repairing the streets in Baltimore-town, in Baltimore county, and for other purposes.

Preamble.

WHEREAS it appears to this general assembly, that the welfare of Baltimore-town would be promoted, were special commissioners appointed, to pave and keep in repair the streets, and to build and repair bridges in said town: Therefore,

Special com-
missioners ap-
pointed, &c.

II. **Be it enacted,** by the General Assembly of Maryland, That Messieurs William Spear, James Steret, Englehart Yeizer, George Lindemburgher, Jesse Hollingsworth, Thomas Elliott, and Peter Hoffman, be and are hereby appointed special commissioners, with full power to direct and superintend the leveling, pitching, paving, and repairing, the streets, and the building and repairing the bridges, within said town, and to devise and do all and every thing necessary to promote this end, which they may judge for the benefit or advantage of the said town and its inhabitants.

Auctioneer to
pay monies,
&c.

III. **And be it enacted,** That the licensed auctioneer for the said town, pay to the said special commissioners all monies in his hands, which